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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

JAMES GROSS, individually and on behalf of  
all others similarly situated,

*Plaintiff,*

v.

SYMANTEC CORPORATION, a Delaware  
corporation, and PC TOOLS, LTD., an Irish  
limited company,

*Defendants.*

Case No. 3:12-cv-00154-CRB

**STIPULATION AND [REDACTED] ORDER  
VACATING CASE MANAGEMENT  
CONFERENCE AND HEARING ON  
MOTION TO DISMISS**

Date: February 22, 2013  
Time: 10:00 a.m.  
Judge: Hon. Charles R. Breyer

1 Plaintiff James Gross and Defendants Symantec Corporation and PC Tools, Ltd.  
 2 (collectively, the “Parties”), by and through their undersigned counsel, hereby stipulate and agree,  
 3 subject to Court approval, to vacate the case management conference and hearing on Symantec’s  
 4 pending motion to dismiss currently set for February 22, 2013 at 10:00 a.m. In support of the  
 5 instant stipulation, the Parties state as follows:

6 **WHEREAS**, the Parties have reached a settlement of this putative class action;

7 **WHEREAS**, a case management conference and a hearing on Symantec’s motion to  
 8 dismiss the Second Amended Complaint are currently set for February 22, 2013;

9 **WHEREAS**, the Parties will be finalizing all settlement documents and Plaintiff will be  
 10 filing a motion for preliminary approval of the class action settlement on or before Thursday,  
 11 February 28, 2013;

12 **NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED** as follows:

13 1. The hearing on Symantec’s motion to dismiss and the case management conference  
 14 currently set for February 22, 2013 should be taken off calendar; and,

15 2. On or before February 28, 2013, the Parties shall finalize all settlement documents  
 16 and Plaintiff shall file his motion for preliminary approval of the settlement.

17 **IT IS SO STIPULATED.**

18 **JAMES GROSS**, individually and on behalf of all  
 19 others similarly situated,

20 Dated: February 12, 2013

By: /s/ Benjamin H. Richman  
 One of Plaintiff’s Attorneys

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**SYMANTEC CORPORATION and PC TOOLS,  
LTD.,**

Dated: February 12, 2013

By: /s/ Anthony J Weibell  
One of Defendants' Attorneys

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**IT IS SO ORDERED.**

ENTERED: February 19, 2013

